

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

MARVIN BROWN,	:	
	:	
Plaintiff	:	
	:	CIVIL ACTION NO. 3:13-0094
v.	:	
	:	(JUDGE MANNION)
STANLEY BOHINSKI, <u>et al.</u> ,	:	
	:	
Defendants	:	

ORDER

For the reasons set forth in the Memorandum of this date, **IT IS HEREBY ORDERED THAT:**

1. Corrections Defendant, Edward Salerno's motion to dismiss Plaintiff's complaint, (Doc. No. [25](#)), is **GRANTED**.
2. The complaint against Defendants Jane and John Doe is **DISMISSED** for failure to identify these Defendants, and pursuant to [28 U.S.C. §1915\(e\)\(2\)\(B\)\(ii\)](#) for failure to state a claim.
3. The complaint against Defendant Stanley Bohinski, D.O. is **DISMISSED** for failure to substitute a representative for Bohinski's estate in accordance with Rule 25(a)(1), and pursuant to [28 U.S.C. §1915\(e\)\(2\)\(B\)\(ii\)](#) for failure to state a claim.
4. The Clerk of Court is directed to **CLOSE** this case.
5. Any appeal taken from this order will be deemed frivolous, without probable cause, and not taken in good faith. See [28 U.S.C. §1915\(a\)\(3\)](#).

s/ *Malachy E. Mannion*  
**MALACHY E. MANNION**  
United States District Judge

Dated: August 7, 2014